



Atty. Dkt. No. 076326-0219

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

#5  
10-16-03

Applicant: Alexander AULBACH

Title: RETAINING DEVICE

Appl. No.: 10/024,516

Filing Date: December 21, 2001

Examiner: Ruth Ilan

Art Unit: 3616

**RECEIVED**  
OCT 10 2003  
**GROUP 3600**

**RESPONSE TO ELECTION OF SPECIES REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In reply to the Office Action mailed September 9, 2003, Applicant hereby elects Species I (Figures 1-5 and 8) for prosecution in the subject application. Claims 1-24 read on the elected species. Claims 1-7, 11, 12, 14, 15-22 and 24 are generic.

Applicants, of course, reserve the right to file one or more divisional applications covering the non-elected subject matter.

Receipt of the initial Office Action on the merits is awaited.

If the Examiner has any questions, the Examiner may contact the undersigned at the telephone number listed below.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741

Respectfully submitted,

Date 10/9/03

By 

FOLEY & LARDNER  
Washington Harbour  
3000 K Street, N.W., Suite 500  
Washington, D.C. 20007-5109  
Telephone: (202) 672-5300  
Facsimile: (202) 672-5399

Howard N. Shipley  
Attorney for Applicant  
Registration No. 39,370